

Appl. No. 10/783,532
Reply to Office Action of APR 27, 2006

Response Under 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GRP 3764

REMARKS/ARGUMENTS:

This Amendment is in response to the Office Action mailed 04/27/2006. By said Action, Claims 10, 11, 12 and 17-20 were allowed; Claims 2-5 and 26 were objected to; and, Claims 13, 15 and 25 were rejected under 35 U.S.C. 103(a) as being unpatentable over Brewer in view of Rich.

By this Amendment, Claims 13 and 25 have been amended. Claims 1, 7-9, 14, 16, and 21-24 have been previously canceled.

Reconsideration and allowance of amended independent Claim 25 is respectfully requested. Applicant acknowledges with appreciation the helpful telecom extended by Examiner Donnelly and the undersigned on July 10, 2006. In that discussion, the undersigned requested clarification as to the last paragraph of page 2 of the latest Office Action. It is believed that Claim 25 has been amended in accordance with that telecom to define the inventive features of the present invention with greater clarity and particularity and to distinguish over the prior art. As well as defining the invention in view of the physical characteristics of the invention, Claim 25 has also been amended to specify that the chair frame includes four legs for support. Maximum support is required for present applicant's device inasmuch as use of these devices is particularly advantageous for use by elderly persons. (See, e.g. paragraph [0016] of the present application.) Both Brewer and Rich are deficient in this regard.

As noted in the response to the previous office action, this claim defines an exercise system that includes an exercise chair and plurality of activity bays secured to specifically defined positions on the chair frame. At least one exercise resistance cable resistance cable apparatus engages a selected activity bay. This claim is neither disclosed nor suggested by the prior art. In view of the foregoing Claim 25 is deemed to be in condition for allowance. Newly added Claim 26 depends from Claim 25 and includes all of the limitations of independent Claim 25. It is therefore also deemed to be in condition for allowance.

Reconsideration and allowance of dependent claims 2-5 is respectfully requested. These claims depend ultimately from Claim 25 and include all of the limitations of independent Claim 25. They are

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therefore also deemed to be in condition for allowance. Claims 6-9 have been previously canceled, without prejudice.

Reconsideration and allowance of amended independent claim 13 is respectfully requested. Claim 13 has been amended to clear up a minor inadvertency in the claim language. Further, it had been previously amended in a similar manner as Claim 10. The previously proffered discussion regarding Claim 10 applies equally with respect to this claim.

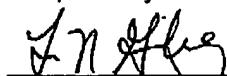
Reconsideration and allowance of dependent claims 14-15 is respectfully requested. These claims depend from Claim 13 and include the limitations of independent Claim 13. They are therefore also deemed to be in condition for allowance.

Claims 16 and 21-24 have been previously canceled, without prejudice.

In view of the foregoing Amendment and remarks, it is respectfully urged that all pending claims are in condition for allowance, and such action as well as passage of this case to issue is respectfully requested.

If the Examiner has any further questions, or believes that a telephone interview would be helpful to the advancement of the prosecution of the subject application, a telephone call to the undersigned would be appreciated.

Respectfully submitted,



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7/13/06
DATE

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